



Serial No. 09/694293

PATENT

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL AND FEE AUTHORIZATION**

Applicant: Kuehn, et al. Examiner: V. Nguyen  
Serial No.: 09/694293 Group Art Unit: 3731  
Filed: October 23, 2000 Docket No.: 01610.0113-US-I1  
Title: MITRAL AND TRICUSPID VALVE REPAIR

CERTIFICATE UNDER 37 C.F.R. 1.10:  
'Express Mail' mailing number: EV 314775653 US  
Date of Deposit: May 18, 2004  
The undersigned hereby certifies that this Transmittal Letter and the paper or fee, as described herein, are being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
By: Cheryl D. Millman

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. This is a request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.
2. The following are submitted under 37 C.F.R. §1.114.
  - a. ☐ Previously Submitted
    - ☐ Amendment/Reply under 37 C.F.R. §1.116 previously filed on
    - ☐ Appeal Brief previously filed on
    - ☐ Reply Brief previously filed on
    - ☐ Other
  - b. ☒ Enclosed
    - ☒ Amendment Accompanying Request for Continued Examination Under 37 CFR § 1.114
    - ☐ Affidavit(s)/Declaration(s)
    - ☐ Information Disclosure Statement
    - ☐ Petition for Extension of Time
    - ☒ Other: Fee Calculation Sheet

3. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months.
- b. ☐ Other:

4. Fees

- a. ☒ Check(s) for required fees
1. ☒ Check in the amount of for \$770.00 RCE filing fee.
  2. ☐ Check in the amount of \_\_\_\_\_ for request for suspension of action
  3. ☐ Check in the amount of \_\_\_\_\_ for an Extension of Time
  4. ☐ Other:
- b. ☐ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account number 50-1038.
1. ☐ The RCE fee of \_\_\_\_\_ required under 37 CFR 1.17(e).
  2. ☐ The request for suspension of action
  3. ☐ The Extension of Time for \_\_\_\_\_ months
  4. ☐ Other:
- c. ☐ Payment is made via credit card. (Form PTO-2038 is enclosed)
- d. ☒ Authorization is hereby given to charge any fees that relate to the filing of this RCE and are necessary to avoid abandonment of this application, or credit any overpayments, to Deposit Account Number 50-1038. If an extension of time for replying is necessary, the undersigned hereby petitions therefor.

Respectfully submitted,

Altera Law Group, LLC  
Customer No. 22865

Date: May 18, 2004

By: Hallie A. Finucane  
Hallie A. Finucane  
Reg. No. 33,172  
HAF/mar



### FEE CALCULATION

Applicant: Kuehn, et al. Examiner: V. Nguyen  
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By:

*Cheryl L. Millman*

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest No. Previously Paid For	Extra Claims Present	Rate	Fees
Total Claims	32	33	0	X \$18.00	\$ 0.00
Indep. Claims	4	4	0	X \$86.00	\$ 0.00
RCE Filing Fee					\$770.00
TOTAL FEES					\$770.00

Respectfully submitted,

Altera Law Group, LLC  
Customer No. 22865

Date: May 18, 2004

By:

*Hallie A. Finucane*

Hallie A. Finucane

Reg. No. 33,172

HAF/mar



05-19-04

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Patent No. 09/694293

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kuehn, et al. Examiner: V. Nguyen  
Serial No.: 09/694293 Group Art Unit: 3731  
Filed: October 23, 2000 Docket No.: 01610.0113-US-11  
Title: MITRAL AND TRICUSPID VALVE REPAIR

CERTIFICATE UNDER 37 C.F.R. 1.10:

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By:

*Cheryl D. Millman*

**AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION  
UNDER 37 CFR § 1.114**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

EV314775653US

Dear Sir:

This Reply is submitted with a Request for Continued Examination (RCE) and is responsive to both the final Office Action dated November 18, 2003 and the Advisory Action mailed April 13, 2004.

A Notice of Appeal and Petition for Extension of Time were filed on March 18, 2004, thereby setting a new two month shortened statutory period for filing an Appeal Brief that expires on May 18, 2004. In lieu of an Appeal Brief, Applicants are submitting this RCE and Amendment.

Amendments to the claims are reflected in the listing of claims that begins on page 3. Remarks begin on page 9. This response contains no amendments to the

drawings or specification. Further examination and reconsideration of the present application in view of the amendment and remarks set forth herein respectfully are requested.